5495659/2022/TAPPAL-REV01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Prohibition and Excise Department – Case under the Prevention of Corruption Act, 1988 registered against Sri P.Erukulu, Retired Proh. & Excise Sub-Inspector – Trapped on 22.03.2013 - Sanction of Prosecution accorded – Calendar case No.12/2015 filed before the Special Judge for Trail of SPE & ACB cases, Visakhapatnam - Judgment pronounced acquitting him – Sanction for releasing Pensionery benefits - Accorded – Orders - Issued.

REVENUE (VIGILANCE.IV) DEPARTMENT

G.O.Rt.No.101 **Dated:08-02-2022**

Read the following:-

1. From the Director General, Anti Corruption Bureau, A.P., Lr.No.Rc.No.66/RCT -WVP/2013, dt.24.11.2014.
2. G.O.Ms.No.189, Rev (Vig.III) Dept., dated 28.05.2015.
3. Orders dt.10.02.2020 in C.C.No.12/2015 of the Spl. Judge for Trail of SPE & ACB Cases.
4. From the Director General, Anti Corruption Bureau, A.P., Lr.No.Rc.No.66/ RCT-WVP/2013, dt.13.05.2020.
5. Govt.Memo.No.19/23/2018-VIG-IV-REV, dt.19.06.2020 of the Rev(VIG.IV) Dept.
6. From Commissioner of Prohibition and Excise, Lr.No.Cr.No.3944/2013/CPE /SR-I, dt:17-06-2021.
7. From Sri P.Yerukulu, Retired Prohibition and Excise Inspector, Representation dt.Nil.

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ORDER:

Whereas it was brought to the notice of the Government that a case was registered against Sri P.Erukulu, Retired Prohibition & Excise Sub-Inspector, while he was working as Prohibition & Excise Sub-Inspector, V.Madugula, Visakhapatnam District, as he was trapped along with another Accused officer, for demand and acceptance of illegal gratification of Rs.20,000/- from Sri Kolli Srinu, S/o Sanyasi Naidu, R/o. Arjunagiri village, Cheedikada mandal, Visakhapatnam District for doing an official favor i.e., not to harass the complainant by booking cases against him and his wine shop and thereby allow him to conduct business smoothly without any hindrance. After conducting detailed inquiry, the Director General, Anti Corruption Bureau, in his report in the reference 1st read above recommended that Sri P.Erukulu may be prosecuted in a Court of law for the offenses punishable u/s 7 & 13(2) r/w 13(1)(d) of the Act, 1988.

2. And whereas after careful examination of the recommendations of the Director General, Anti Corruption Bureau, Government have issued orders for prosecution against Sri P.Erukulu in the reference 2nd read above. The Director General, Anti Corruption Bureau has filed Calendar case No.12/2015 against him before the Special Judge for Trail of Special Police Establishment & Anti Corruption Bureau cases, Visakhapatnam.

3. And whereas, the Special Judge for Trail of Special Police Establishment & Anti Corruption Bureau cases, Visakhapatnam delivered the Judgment on 10.02.2020 in C.C.No.12/2015 against Sri P.Erukulu and found not guilty of the charges framed u/s 7 & 13(2) r/w 13(1)(d) of the Act, 1988 and acquitted him under section 248 (1) of Cr.P.C.

4. And whereas the Anti-Corruption Bureau is of the opinion that it is a fit case to file Criminal Appeal in the High Court against the acquittal judgment of the Anti Corruption Bureau Court and requested to permit the Bureau to file Criminal Appeal in the High Court in the reference 4th read above. Accordingly permission was accorded in the reference 5th read above to Director General, Anti Corruption Bureau for filing criminal appeal in the Hon'ble High Court.

Contd.,2

5. The Commissioner of Prohibition and Excise in his letter vide reference 6th read above while forwarding the representation of Sri P.Erukulu, requested the Government to take necessary action considering the representation for releasing pending pensionery benefits as no orders have been received from the Hon'ble High Court in Criminal Appeal even after lapse of more than one year of acquittal. In his representation in the reference 7th read above, Sri P.Erukulu requested to release all his pending retirement benefits as the Anti Corruption Bureau Court has acquitted him.

6. Government after careful examination of the matter, hereby accord sanction for releasing all pending pensionery benefits which are due to Sri P.Erukulu, Retired Prohibition & Excise Sub-Inspector, subject to outcome of the Criminal Appeal pending against him in the High Court.

7. The Commissioner of Prohibition and Excise shall take necessary action as expeditiously as possible in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA,
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To
Sri P.Erukulu, Retired Prohibition & Excise Sub-Inspector through the Commissioner, Prohibition and Excise Department, Andhra Pradesh, Vijayawada.
The Commissioner, Prohibition and Excise Department, Andhra Pradesh, Vijayawada.
Copy to:
The Accountant General (A&E), Andhra Pradesh, Hyderabad.
The Director of Treasuries and Accounts, Andhra Pradesh, Vijayawada.
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, A.P. Secretariat, Velagapudi.
Sc/Sf.

//FORWARDED:: BY ORDER//

R. Vijay Kishore
SECTION OFFICER